



## MARINE SAFETY INFORMATION BULLETIN

*These bulletins are purely informational for the maritime community within this Captain of the Port zone. They advise you of emerging information & situations that may impact our Marine Transportation System. As important, they help to manage expectations & facilitate cooperation regarding actions that we may be taking and/or that you may need to employ in the interest of safety/security. Increased vigilance in our maritime world hinges significantly upon proactive engagement & information sharing with the private sector, which has the primary responsibility for security & safety at their waterfront facilities & vessels.*

**BULLETIN NO: 013-03**

**Date: July 15, 2003**

**SUBJECT: Maritime Security Regulations**

1. On Tuesday, July 1, 2003 the Department of Homeland Security and the Coast Guard published the Maritime Security Regulations in the Federal Register.
2. A **public meeting** to discuss the Regulations will be held in Washington, D.C. on July 23, 2003, at the Grand Hyatt Hotel, 1000 H Street, NW, Wash D.C. Your participation is encouraged. **Two other public meetings are being planned**; locations, dates, times will be published in a future edition of the Federal Register.
3. **Comments** regarding the Interim Regs must reach the respective Dockets by July 31, 2003. Comments regarding the NPRM must reach the docket by September 29, 2003. Comments can be sent electronically to <http://dms.dot.gov>, mail to Docket Management Facility, U.S. Department of Transportation, room PL-401, 400 Seventh Street SW, Washington D.C. 20590-0001, or fax to Docket Management Facility at (202) 493-2251. Be sure to use the appropriate docket number when you submit your comments. The docket numbers are as follows: Part 101, USCG-2003-14792; Part 103, USCG-2003-14733; Part 104, USCG-2003-14749; Part 105, USCG-2003-14732; Part 106, USCG-2003-14759; NPRM AIS Expansion, USCG-2003-14878.
4. The regulations consist of six Interim Rules and one Notice of Proposed Rulemaking (NPRM). The specific **internet links** to the Code of Federal Regulations (CFR) are listed below. In addition we have created an **applicability table** as a job aid to help your review of the regs contained in 33 CFR Subchapter H (Parts 101-106). The table is an aid and is not official Coast Guard Policy. It is attached.
5. The new regulations cover vessels and facilities operating on or adjacent to waters subject to the jurisdiction of the United States and are split into six separate parts. Following a general section that discusses general requirements and definitions, each of the separate parts focuses on a specific segment of the marine industry: ports, vessels, facilities, and outer continental shelf facilities. The regulations have common elements, including: Security Officers, Training for all Personnel, and Security Assessments and Plans. A final regulation addresses the installation of Automatic Identification Systems (AIS). These regulations are part of the new Subchapter H of Title 33 of the Code of Federal Regulations (CFR), except for AIS, which amends several sections of the CFR.

**Title 33 (CFR) Subchapter H:**

- a. Part 101 & 102 - General Provisions: Alternative Security Programs/Equivalencies, Maritime Security Directives, Increased threat = increased security, Communication of Maritime Security Information,  
<http://a257.g.akamaitech.net/7/257/2422/14mar20010800/edocket.access.gpo.gov/2003/pdf/03-16186.pdf>
- b. Part 103 – Area Maritime Security, Federal Maritime Security Coordinators, Area Maritime Security Committees, Risk Assessments and Security Plans,  
<http://a257.g.akamaitech.net/7/257/2422/14mar20010800/edocket.access.gpo.gov/2003/pdf/03-16187.pdf>
- c. Part 104 - Vessel Security,  
<http://a257.g.akamaitech.net/7/257/2422/14mar20010800/edocket.access.gpo.gov/2003/pdf/03-16188.pdf>
- d. Part 105 – Facility Security,  
<http://a257.g.akamaitech.net/7/257/2422/14mar20010800/edocket.access.gpo.gov/2003/pdf/03-16189.pdf>
- e. Part 106 – Outer Continental Shelf Facility Security,  
<http://a257.g.akamaitech.net/7/257/2422/14mar20010800/edocket.access.gpo.gov/2003/pdf/03-16190.pdf>

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- f. Automatic Identification System (AIS) requirements that amend 33 CFR 26, 161, 164, and 165.  
<http://a257.g.akamaitech.net/7/257/2422/14mar20010800/edocket.access.gpo.gov/2003/pdf/03-16191.pdf>
- g. NPRM – Automatic Identification System; Expansion of Carriage Requirements for U.S. Waters.  
<http://a257.g.akamaitech.net/7/257/2422/14mar20010800/edocket.access.gpo.gov/2003/pdf/03-16192.pdf>
- 6. As a reminder, in late 2002 and early 2003 the Coast Guard published three Navigation and Vessel Inspection Circulars. These NVICs are still valid and contain valuable planning information for the development of vessel and facility security plans. NVIC 09-02 corresponds with 33 CFR 103, NVIC 10-02 corresponds with 33 CFR 104/106, and NVIC 11-02 corresponds with 33 CFR 105/106. To obtain copies of the NVICs please visit the following web site <http://www.uscg.mil/hq/g-m/nvic/index00.htm>. Vessel operators that are required to prepare and submit security plans must submit them to Coast Guard Marine Safety Center on or before December 29, 2003. You are strongly encouraged to review the information posted at the MSC's website at <http://www.uscg.mil/hq/msc/>. Facility operators that are required to prepare and submit security plans must submit the plan to the local Captain of the Port on or before December 29, 2003. You are strongly encouraged to review the information posted at the MSC's website at <http://www.uscg.mil/hq/msc/>. In the development of your plans remember to review any assessments that have been completed in the last two years regarding your facility. A review of these assessments may reveal that a large portion of your assessment work has already been completed.
- 7. The AIS Interim Rule affects vessels on international voyages that are required to comply with SOLAS (see SOLAS Chapter V, Regulation 19.2.4), non-SOLAS vessels >65 feet on an international voyage and certain commercial vessels that operate on waterways with a Vessel Movement Reporting System (VMRS) or Vessel Traffic Service (VTS). There are currently no VMRS or VTS systems in the Group/MSO Long Island Sound Area of Responsibility.
- 8. The NPRM proposes to extend the AIS requirements beyond the entities impacted by the above AIS Interim Rule. **All commercial vessel operators** should review the NPRM and are strongly encouraged to participate in public meetings and provide comments to the Docket. This proposed rule might substantially impact vessel operators in the Group/Marine Safety Office Long Island Sound Area of Responsibility.
- 9. For more information or assistance please contact Lieutenant Mark Shepard at (203) 468-4505, [mshepard@grumsolis.uscg.mil](mailto:mshepard@grumsolis.uscg.mil), or the above fax number and mailing address.
- 10. The USCG continues to be on a heightened state of alert consistent with the current Homeland Security threat level and the traditional surge of boaters during the summer season. We are taking appropriate measures consistent with the existing safety and security posture. The USCG is working with DHS, DOT, the FBI, and other security/law enforcement agencies to ensure the security of ports, waterways and facilities. You are encouraged to continue close cooperation and coordination of necessary safety/security efforts with your local/state law enforcement agencies. Report any suspicious activity to the Coast Guard via marine radio or via our 24-hour Coast Watch Hotlines or the National Response Center.

**Connecticut: (800) 774-8724.**

**Long Island, NY: (800) 697-8724.**

**Other areas: (800) 424-8802 (National Response Center)**

S. S. Graham  
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Acting Captain of the Port  
Long Island Sound

Encl: (1) Local Job Aid "Maritime Security Regulations – Applicability Table"